UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

<mark>AMENDED</mark> CRIMINAL MINUTES

Date: January 10, 2024   **Time in Court: 1 hour, 5**   **Judge:** VINCE CHHABRIA

minutes

Case No.: 23-cr-00190-VC-1   **Case Name:** UNITED STATES v. Ichioka

Attorney for United States of America: Eric Cheng, Benjamin Kingsley
Attorney for Defendant: Gary Lincenberg
Defendant: [X] PRESENT [] NOT PRESENT
Defendant's Custodial Status: [] In Custody [X] Not In Custody

Deputy Clerk: Bhavna Sharma	**Court Reporter:** Marla Knox
Interpreter: N/A	**Probation Officer:** Denise Mancia

PROCEEDINGS

Sentencing hearing – held.

RESULT OF HEARING

Discussion held regarding restitution. Government proposed to schedule restitution hearing within 45 days.

Court adopted the PSR with the modifications as stated on the record.

Oral arguments made and heard regarding appropriate custodial sentence.

Victim, Tim Meissner, appeared via Zoom and addressed the Court. Cadio Zirpoli, addressed the Court on behalf of victim not present.

Defendant addressed the Court.

<mark>Defendant committed to the Bureau of Prisons for a term of 48 months (36 months on Counts 2 and 3, and 48 months on Counts 1, 4, and 5) to be served concurrently</mark>, followed by 5 years of Supervised Release (3 years as to Counts 1 and 4, 1 year as to Counts 2 and 3, and 5 years as to Count 5). Special Assessment fee of $500 imposed. Fine of $5,000,0000 imposed. See Judgment for special conditions. Defendant's interest in the property listed in the Judgment to be forfeited to the United States.

The Court recommended defendant be designated to a facility in <mark>Montgomery, Alabama</mark>, and participate in Residential Drug Abuse Program (RDAP).

Defendant ordered to surrender to the designated BOP facility by April 9, 2024, at 2:00 p.m. If a facility has not been designated, he is ordered to surrender to the U.S. Marshal at 450 Golden Gate Ave., 20th Floor, San Francisco, CA, on the same date and time.

CASE CONTINUED TO: February 20, 2024, at 1:00 P.M., for Restitution Hearing in Courtroom 4, 17th floor.